

no assessor and collector or county treasurer shall be allowed to receive in payment of said taxes, anything but gold and silver; and provided, that all assessors and collectors and county treasurers shall be compelled to account to the county courts of their respective counties, for all sums coming to the counties, in gold and silver, and in nothing else ;" adopted.

Mr. Gray offered the following amendment, to come in as section 8 :

"The county treasurers shall be entitled to receive two and a half per cent. for receiving, and the same rate for paying out the monies received under this act, and no more ;" adopted.

Mr. Dancy moved to postpone the bill until Monday next ; lost.

Mr. Dancy moved to postpone it until Wednesday next ; lost.

Mr. Dancy moved to indefinitely postpone it ; lost.

The bill was then passed to a third reading by the following vote :

YEAS—Messrs. Armstrong, Bigelow, Burks, Doane, Eddy, Gray, Grimes, Merriman, Meusebach, Parker, Reaves, Scott, Sterne, Taylor, Truit, Williams and Wilson—17.

NAYS—Messrs. Bogart, Dancy and Hill—3.

Mr. Grimes introduced a bill to provide for the erection of a State Capitol ; read first time.

On motion, the Senate adjourned until 10 o'clock Monday morning.

MONDAY, January 19, 1852.

The Senate was called to order by the President pursuant to adjournment—prayer by the Rev. Mr. Smith—roll called—quorum present.

The journal of Saturday was read and adopted.

Mr. Truit presented the petition of Charles B. Slaughter ; referred to the committee on Private Land Claims ;

Mr. Sterne presented the petition of W. W. Barrett ; referred to the committee on Private Land Claims.

Mr. Taylor, chairman of the committee on Private Land Claims, reported back to the Senate, a bill for the relief of the heirs of John Norman, deceased ; and a bill for the relief of Andrew Roach, and recommended their passage.

Mr. Taylor made the following report :

The committee on Private Land Claims, to whom was referred the petition of William Goynes, have duly considered the same.

It appears from the evidence that Goynes is a free colored man, that he resided in Nacogdoches county as early as the year 1824, that he was a married man, and under the laws of Mexico was entitled to a headright of land for one league and one labor—that he did in the year 1835, obtain from the then authorities, an order for survey for said quantum of land, and would have had the same secured by survey, but from the fact of his being appointed by Gen. Houston, then commanding the forces of Texas, interpreter for the purpose of restraining hostilities by the Cherokee Indians, which appointment, Gen. Rusk states, he filled with much credit to himself. It also appears that he, Goynes, served in the army of Texas during her dark hours of the revolution, shoulder to shoulder with the white man. The premises considered, the committee have determined to report for the consideration of the Senate, a bill for his relief. All of which is submitted.

A bill for the relief of William Goynes; read first time.

Mr. Wilson, chairman of the select committee, to which was referred the petition of James H. Neely, reported a bill for his relief, which was read first time.

Mr. Grimes made the following report:

The Finance committee, to whom was referred a bill making an appropriation of five thousand dollars for the contingent expenses of both Houses of the Legislature, have had the bill under their consideration. They learn with some surprise that the liberal appropriation that was made in the early part of the session has been expended, and that several claims that have already accrued are unpaid.

Whether the first appropriation has been economically expended or not, since it is expended, it will be necessary to make a further appropriation to meet the contingent expenses that will hereafter accrue. They, therefore, return the bill, and recommend it to the favorable consideration of the Senate.

Mr. Hill, chairman of the committee to which was referred a bill relating to lands in Peters' colony, reported the same back with the following amendments:

In section 3, line fifteen, after "unless," strike out balance of line fifteen and all of line sixteen, and insert "by authority of the decree of some court of competent jurisdiction; and the rights or remedies in law or equity of those who may have made locations or surveys of land within the limits of said colony contracts, shall not be impaired or changed by the passage of this act."

In section 5, strike out from the word "colony," in line nine, to the word "which," in line eleven.

Mr. Davis introduced joint resolution relative to the location of the various tribes of Indians within the limits of Texas; read first time.

On motion of Mr. Reaves, Mr. Eddy was added to the committee on Engrossed Bills.

ORDERS OF THE DAY.

The following bills were severally read third time and passed, to wit:

A bill for the relief of the heirs of Daniel W. Cloud and Peter J. Bailey;

A bill for the relief of the heirs of Joseph Bayliss, deceased;

A bill to incorporate the Clarksville and Mount Pleasant Turnpike company;

A bill to incorporate the town of Centreville in Leon county;

And a bill to incorporate the town of Mount Vernon in Titus county.

A bill relinquishing to the Counties the State tax for the years 1852 and 1853; read, and on motion of Mr. Grimes, laid on the table.

A bill for the relief of James Morris, with the report of the committee on Private Land Claims, offering an amendment thereto, was read, amendment adopted, and bill ordered to be engrossed.

A bill to amend the charter of the town of Goliad, with the report of the committee on the Judiciary, offering an amendment, was read, amendment adopted, and bill ordered to be engrossed.

A bill to facilitate the operations of persons engaged in the United States coast survey in the State of Texas, with the report of the committee on the Judiciary, offering an amendment thereto, was read, amendment adopted, and bill ordered to be engrossed.

A bill to incorporate the city of Corpus Christi, read and ordered to be engrossed.

A bill to provide for the translation of instruments of writing in foreign languages, with the report of the committee on the Judiciary, offering a substitute therefor, was read, substitute adopted, and bill laid on the table.

The report of the committee on the Judiciary, on the petitions of William Ford and the heirs of James W. Taylor, recommending that no action be had thereon, was read and adopted.

A bill granting relief to pre-emptionists, &c.; read;

Mr. Gray offered the following amendment:

Strike out "first of January, 1854," wherever it occurs, and insert "thirty-first day of August, 1853;" adopted, and bill passed to third reading.

A bill fixing the rate at which the Texas stock of indemnity shall be paid at the Treasury; read and laid on the table until to-morrow.

A bill for the relief of William Hughs; read second time, and ordered to be engrossed.

A bill to quiet the titles to lands in and near Burnet's colony; read second time, and referred to the committee on the Judiciary.

A bill to repeal a joint resolution for the punishment of vagrants, approved January 10, 1829; read second time, and referred to the committee on the Judiciary.

A bill setting apart and reserving two leagues of land around each military post on the frontier for the present use and occupancy of the United States troops; read second time, and, on motion of Mr. Wilson, referred to the committee on State Affairs.

Joint resolution to amend the 3rd section of the fourth article of the constitution; read second time, and referred to the committee on State Affairs.

Joint resolution for the benefit of Thomas William Ward; read, and, on motion of Mr. Bigelow, re-referred to the committee on Finance.

Mr. Reaves, chairman of the committee on Engrossed Bills, reported the following bills correctly engrossed, viz:

A bill to incorporate the Goliad Bridge company;

A bill for the relief of Napoleon Devaltz, his legal heirs or assigns;

A bill for the relief of the heirs of James Goacher, deceased;

A bill for the relief of Silas M. Grace;

A bill to incorporate the White Oak Bridge company;

A bill to incorporate the Trinity Turnpike company;

A bill to provide for the publication of an abstract of land titles;

A bill to incorporate the Texas Western Railroad company;

And joint resolution proposing to amend the third section of the 10th article of the constitution.

A bill to apportion the Senators and Representatives of the Legislature among the several counties of this State, according to the requirements of the constitution; read second time.

Mr. Dancy moved to lay it on the table; lost by following vote:

YEAS—Messrs. Dancy, Doane, Eddy, Kinney, Parker and Sterne—6

NAYS—Messrs. Bigelow, Bogart, Burks, Davis, Duggan, Gray, Grimes, Hill, Merriman, Meusebach, Reaves, Scott, Taylor, Truit and Wilson—15.

On motion of Mr. Wilson, it was made the special order of the day for to-morrow.

A bill for the relief of J. B. Thacker of San Augustine county; read and ordered to be engrossed.

A bill to encourage the reporting of the decisions of the Supreme court; read and ordered to be engrossed.

A bill to authorize the county clerk of Refugio county to transcribe certain records in his office; read and ordered to be engrossed.

A message was received from the House, informing the Senate that the House had passed a bill changing the names of Antoinette Scott and Sidney Way, which originated in the Senate;

Also, that the House had passed a bill to create the county of Burnet.

A bill to declare the Town Book of the town of Seguin in Guadalupe county, a book of Record, with the report of the committee on the Judiciary, offering an amendment, was read, amendment adopted, and bill ordered to be engrossed.

A bill for the relief of J. F. Pittman; read and ordered to be engrossed.

A bill making an appropriation to pay Joab B. Harrell, sheriff of Williamson county, for taking a convict to the Penitentiary, and the report of the committee on Finance thereon, were read and laid on the table.

On motion of Mr. Dancy, joint resolution requesting the President of the United States to demand of the Government of Spain, the immediate release of Mr. John S. Thrasher, was taken up.

Mr. Gray offered as a substitute for the resolution, joint resolution concerning the case of Mr. John S. Thrasher.

On motion of Mr. Taylor, the Senate adjourned until three o'clock p. m.

3 O'CLOCK, P. M.

Senate met—roll called—quorum present.

The question being on the adoption of the substitute offered by Mr. Gray for joint resolution requesting the President of the United States to demand of the government of Spain, the immediate release of Mr. John S. Thrasher, was carried, and joint resolution ordered to be engrossed.

A bill for the relief of Benjamin Hubert; read.

Mr. Hill moved to amend the bill by striking out "Benjamin Hubert," and inserting "Peter C. Harness, Wiley Morse and Ambrose Basse, or their assigns;" adopted.

The yeas and nays were then called on passing the bill to third reading, and were as follows:

YEAS—Messrs. Bigelow, Bogart, Davis, Doane, Kinney, Meusebach and Truit—7.

NAYS—Messrs. Burks, Dancy, Duggan, Eddy, Grimes, Hart, Hill, Parker, Scott, Sterne and Taylor—11.

So the Senate refused to pass the bill to third reading.

Mr. Sterne moved to reconsider the vote just taken, and, on motion of Mr. Scott, the motion was laid on the table.

Mr. Kinney presented certain papers relating to the election of John S. Ford as Senator of the 21st Senatorial district.

Mr. Dancy moved to refer the papers to the committee on Privileges and Elections; lost.

Mr. Kinney moved that Mr. John S. Ford be allowed to take the oath prescribed by the constitution, and his seat, as Senator; carried by the following vote:

YEAS—Messrs. Bigelow, Bogart, Davis, Doane, Eddy, Hill, Kinney, Merriman, Meusebach, Parker, Sterne, Taylor and Truit—13.

NAYS—Messrs. Burks, Dancy, Duggan, Grimes, Hart, Reaves, Scott and Wilson—8.

On motion of Mr. Dancy, the papers relating to the election of Mr. Ford, were referred to the committee on Privileges and Elections.

A bill for the relief of the persons taken prisoners by the Mexican army at the Mission of Refugio, in 1841, with the report of the committee on Claims and Accounts, recommending that it be referred to the committee on the Judiciary, was read and adopted.

A bill authorizing the issuing duplicate land warrants; read and passed to third reading.

A bill for the relief of Martha C. Lee; read and passed to third reading.

Mr. Merriman presented the petition of Jane Lockhart; referred to the committee on Claims and Accounts.

Mr. Hill presented the petition of A. McKenzie; referred to the committee on Private Land Claims.

A bill to amend an act authorizing the county courts to issue unconditional certificates in certain cases, with the report of the

committee on the Judiciary, offering a substitute therefor, was read, substitute adopted, and bill ordered to be engrossed.

A bill requiring the Commissioner of the General Land Office to issue patents for four leagues of the school lands of Washington county; read, and, on motion of Mr. Sterne, laid on the table.

On motion of Mr. Kinney, Mr. Ford, Senator elect from the 21st Senatorial district composed of the counties of Travis, Hays and Gillespie, took the oath prescribed by the constitution and his seat.

The report of the committee on Claims and Accounts, on the petition of Howard & Ogden, recommending that it be laid on the table, was read and adopted.

Mr. Hill made the following report:

The special committee, to whom was referred the petition of Samuel B. Brigham, asking relief as administrator of the estate of A. Brigham, deceased, Treasurer of the late Republic of Texas, have carefully examined the same, and being satisfied that the circumstances creating the necessity for the relief asked for were not the result of any fault in the petitioner or the deceased, have instructed me to report the accompanying bill, and recommend its passage.

A bill for the relief of Samuel B. Brigham, administrator of A. Brigham, deceased; read first time.

A bill appropriating five hundred thousand dollars to the improvement of the rivers, with the report of the committee on Internal Improvements, offering amendments thereto, was read.

Mr. Gray offered the following as a substitute for the amendment of the committee to the caption:

"A bill making appropriations for the improvement of rivers; adopted.

Mr. Hill offered the following as an amendment to the second amendment offered by the committee:

Insert after the word "Trinity," the words "as follows: \$22,500, to be applied to the improvement of the Trinity river above Magnolia, and \$22,500 to be applied below Magnolia;" adopted.

Mr. Sterne offered the following amendment to come in after the clause relating to the Neches and Angelina: "to be applied as follows: \$15,000 to the river Neches, \$10,000 to the Angelina and \$3,000 to the Attoyac;" adopted.

Mr. Bigelow offered the following amendment:

Amend by adding, "that the sum of \$45,000, is appropriated for the Rio Grande and Brazos St. Iago and the Laguna Madre, from said harbor to Point Isabel."

Mr. Eddy moved to postpone the bill until the 4th day of July next; lost by the following vote:

YEAS—Messrs. Burks, Eddy, Grimes, Hart, Hill, Reaves and Taylor—7.

NAYS—Messrs. Bigelow, Bogart, Dancy, Davis, Doane, Duggan, Ford, Gray, Kinney, Merriman, Meusebach, Parker, Scott, Sterne, Truit and Wilson—16.

On motion of Mr. Davis, the Senate adjourned until 10 o'clock to-morrow morning.

TUESDAY, January 20, 1852.

The Senate was called to order by the President, pursuant to adjournment—prayer by the Rev. Mr. Smith—roll called—quorum present.

The journal of yesterday was read and adopted.

Mr. Truitt presented the petition of Geo. W. Browning; referred to the committee on Private Land Claims.

Mr. Duggan presented the petition of John Harwood; referred to the committee on Private Land Claims.

Mr. Dancy presented the petition of sundry citizens of Bastrop; referred to the committee on the Judiciary.

Mr. Merriman presented the memorial of Ashbel Smith; referred to the committee on Education.

Mr. Taylor made the following report:

The committee on Private Land Claims have examined the petition of Charles R. Slaughter, and find from the facts presented that Mr. Slaughter emigrated to Texas in the year 1840, and was a single man, and, under the law, was entitled to a head-right for 320 acres of land. The committee, therefore, report a bill for his relief, and recommend its passage.

A bill for the relief of Charles R. Slaughter; read first time.

Mr. Grimes made the following report:

The committee on Finance, to which was referred a joint resolution for the benefit of Thomas Wm. Ward, have obtained the evidence of his rank of captain of artillery at the storming of Bexar in December, 1835, which they submit, and trust that it will be satisfactory to the Senate.

Mr. Davis, chairman of the committee on State Affairs, reported back to the Senate a bill setting apart and reserving two leagues of land around each military post on the frontier for the present